

JC10 Rec'd PCT/PTO 1 0 JAN 2002

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

| | |
|------------------------|--------------------|
| Application No. | 09/937,181 |
| Express Mail No. | EL 824 073 208 US |
| Intl. Filing Date | March 22, 2000 |
| First Named Inventor | Geoffrey P. Dobson |
| Examiner | Unassigned |
| Group Art | Unassigned |
| Attorney Docket Number | FREE001 |

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|-------------------------------|---|---------------------------|------------|-----------------------|------------|
| International Application No. | PCT/AU00/00226 | International Filing Date | 03-22-2000 | Priority Date Claimed | 03-23-1999 |
| Title of Invention | Organ Arrest, Protection and Preservation | | | | |
| Applicant(s) for DO/EO/US | Geoffrey P. Dobson | | | | |

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
 2. ☒ This is a SECOND or SUSEQUENT submission of items concerning a filing under 35 U.S.C. 371
 3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9), (21) indicated below.
 4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
 5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).(Courtesy copy attached)
 6. ☐ An English language translation of the International Application as filed (35 U.S.C. 37(c)(2)).
 - a. ☐ is attached hereto
 - b. ☐ has been previously submitted uner 35 U.S.C. 154(d)(4).
 7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 37(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the Internaional Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
 8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
 10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11 to 20 below concern document(s) or information included:**
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98
 12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☒ A FIRST preliminary amendment.
 - ☐ A SECOND or SUBSEQUENT preliminary amendment.
 - ☐ A substitute specification.
 - ☐ A change of power of attorney and/or address letter.

17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:

Copy of the Notice to File Missing Requirements; Return receipt postcard

21. ☒ **Fees**

BASIC NATIONAL FEE (37 CFR 1.492(a) (1) - (5)):

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO.....

\$1,000.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO....

\$860.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....

\$710.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4).....

\$690.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4).....

\$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT

=

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☒ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).

\$130.00

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
|--|--------------|--------------|----------|
| Total Claims | 58 - 43 | 15 | \$18.00 |
| Independent Claims | 5-Mar | 0 | \$80.00 |
| <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS (if applicable) | | | \$270.00 |

TOTAL

\$ 270.00

\$ -

TOTAL OF ABOVE CALCULATIONS

\$ 400.00

☒ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.

\$ 200.00

SUBTOTAL

\$ 200.00

Processing fee of \$130.00 for furnishing the English Translation later than ☐ 20 ☒ 30 earliest claimed priority date (37 CFR 1.492(f)).

TOTAL NATIONAL FEE =

\$ 200.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.

01/18/2002 ENCLOSURE 00000060 500015 09927101

TOTAL FEES

\$ 200.00

01 FC:254 65.00 CH
02 FC:967 135.00 CH

Amount to be refunded \$

charged: \$ 200.00

☒ The Commissioner is authorized to charge any fees which may be required, or credit any overpayment to Deposit Account 50-0815. If additional fees are required, including extensions of time, please consider this a petition therefore. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:
BOZICEVIC, FIELD & FRANCIS, LLP
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Menlo Park, California 94025

Telephone - Direct Dial 650-833-7774
Facsimile 650-327-3231

SIGNATURE

Carol M. LaSalle
NAME

39,740

REGISTRATION NUMBER



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

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|---|--|-----------------------------|
| U.S. APPLICATION NUMBER NO. 09/937,181 | FIRST NAMED APPLICANT Geoffrey P Dobson | ATTY. DOCKET NO. FREE001 |
|---|--|-----------------------------|

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|---|-----------------------------|
| INTERNATIONAL APPLICATION NO. PCT/AU00/00226 | |
| I.A. FILING DATE 03/22/2000 | PRIORITY DATE 03/23/1999 |

Carol M. LaSalle
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200 Middlefield Road
Suite 200
Menlo Park, CA 94025

RECEIVED

DEC 04 2001

Bozicevic, Field & Francis

CONFIRMATION NO. 6148

371 FORMALITIES LETTER



OC00000007128603

Date Mailed: 11/29/2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Request for Immediate Examination

④ 12/05/01
DOCKETED

MP 01/29/2002

LD 06/29/2002

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Additionally the following defects have been observed:

- Additional claim fees of \$27 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$92 for a Small Entity:

- \$65 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$27
 - \$27 for 26 total claims over 20.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 305-3693

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/937,181 | PCT/AU00/00226 | FREE001 |

09/937,181